CITY COMMISSION REGULAR MEETING AGENDA DECEMBER 21, 1999 - 6:00 P.M.

Roll Call

Invocation: Rabbi Schneur Kaplan, Chabad Lubavitch of Fort Lauderdale

Pledge of Allegiance

Approval of Minutes and Agenda: December 7, 1999

PRESENTATIONS

- 1. The Mayor and City Commissioners will accept a check for \$500 donated by the *National League of Cities* for the Community Foundation of Broward People for Parks.
- 2. The Mayor and City Commissioners will present a Proclamation for the "85th Anniversary of the United States Power Squadron" to be observed December 21, 1999.
- 3. The Mayor and City Commissioners will present a Proclamation for the "Broward League of Cities Millennium Celebration Day," to be observed January 24, 2000.

CONSENT AGENDA

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

Event Agreement - Martin Luther King Parade

(M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Broward County Martin Luther King Memorial Committee** to indemnify, protect, and hold harmless the City from any liability in connection with the **Martin Luther King Parade** to be held **Monday, January 17, 2000 from 9:00 a.m. to 11:00 a.m.**; and further authorizing the closing of the following portion of the parade route which takes place within the city limits: beginning at Mount Olive Baptist Church at N.W. 4 Street and N.W. 9 Avenue, proceeding north on N.W. 9 Avenue to Sistrunk Boulevard, and west on Sistrunk Boulevard to N.W. 24 Avenue.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1977 from City Manager.

Event Agreement - Olde Sailboat Bend Days Annual House and Garden Tour

(M-2)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Sailboat Bend Civic Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Olde Sailboat Bend Days Annual House and Garden Tour** to be held **Sunday, February 20, 2000 from 10:00 a.m. to 6:00 p.m.** in the Sailboat Bend neighborhood and at Esplanade Park; and further authorizing the closing of Waverly Road and S.W. 4 Street from S.W. 10 Avenue to S.W. 11 Avenue (the two streets bordering Major Lauderdale Park); and the eastbound curb lane of S.W. 2 Street from S.W. 4 Avenue to S.W. 5 Avenue from 8:00 a.m. to 6:00 p.m.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1975 from City Manager.

Budget Amendment - Fiscal Year 1998/1999

(M-3)

A motion authorizing the additional budget appropriation for three departments as a result of the year end close, as follows: \$412,000 for Fire-Rescue (FRB030101/4373); \$350,000 for Parks and Recreation (PKR060101/4376); and \$300 for Beach CRA (MGR040201/1101).

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 99-1949 from City Manager.

CCNA Contract Negotiations for Consultant

Services - Evans Environmental and Geosciences -

Project 10111 – General Environmental Consultant Services

(M-4)

A motion approving the Consultant Selection Committee's recommendation to commence contract negotiations with Evans Environmental and Geosciences for general environmental consulting services.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1873 from City Manager.

Membership Dues – Broward Alliance

(M-5)

A motion authorizing the payment of \$37,344 in membership dues for the Broward Alliance.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1928 from City Manager.

Dockage Lease Agreement – Marine Hospitality Inc. (d/b/a Anticipation Yacht Charters) – "Anticipation IV" and "Anticipation V" (M-6)

A motion authorizing the proper City officials to execute a lease agreement with Marine Hospitality Inc. (d/b/a Anticipation Yacht Charters) for dockage on the New River, slip numbers 116, 118, 126 and 128); and further authorizing Marine Hospitality Inc. to conduct day and evening charter tour operations for a term of January 1, 2000 through December 31, 2000.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1955 from City Manager.

Proposed Dates and City Expenses for the 2000 Air and Sea Show

(M-7)

A motion authorizing the proposed 2000 Air and Sea Show dates as May 5 through May 7, 2000, and further authorizing the proposed City expenses to be approximately \$153,468.13.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1939 from City Manager.

Agreement – Broward County

Office of Integrated Waste Management - Recycling Grant Funds

(M-8)

A motion authorizing the proper City officials to execute an agreement with the Broward County Office of Integrated Waste Management for the acceptance of recycling grant funds in the amount of \$30,762.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1637 from City Manager.

Change Order No. 5 – Zurqui Construction Services, Inc. - Project 15200 – Holiday Park Phase II Improvements

(M-9)

A motion authorizing the proper City officials to execute Change Order No. 5 with Zurqui Construction Services, Inc. in the amount of \$71,000 for improvements to the chainlink fence at Holiday Park.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 99-1874 from City Manager.

Agreement – Broward Community College (BCC) and Broward Employment and Training Administration (BETA) - Training for Water and Wastewater Operator Trainees

(M-10)

A motion authorizing the proper City officials to execute agreements with BCC and BETA to provide training for water and wastewater operator trainees.

Recommend: Motion to approve.

Exhibit: Memo No. 99-2002 from City Manager.

Rescission of Contract Award to Rockland Construction
Company; Acceptance of Payment Under Bid Bond from
Great American Insurance Company; and Award of Contract to
Jurado Construction and Dinipex, Inc. – Project 9419-A – Las Olas Marina

(M-11)

A motion rescinding the contract award to Rockland Construction Company; accepting payment under the bid bond from Great American Insurance Company; and further authorizing the proper City officials to execute an agreement with Jurado Construction and Dinipex, Inc. for the completion of Project 9419-A, Las Olas Marina.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1876 from City Manager.

Amendment to Lease Agreement -

State Representative Tracy Stafford – Shop 128 of City Park Mall

(M-12)

A motion authorizing the proper City officials to execute an amendment to the lease agreement with State Representative Tracy Stafford to change the end date of the occupancy for office space at Shop 128 of the City Park Mall to November 2000.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1872 from City Manager.

Lease Agreements – William Esler Properties – Police Evidence and <u>Technical Services Warehouse – 501 S.W. 21 Terrace and 621 S.W. 21 Terrace</u>

(M-13)

A motion authorizing the proper City officials to execute lease agreements with William Esler Properties for the Police Evidence and Technical Services warehouses located at 501 S.W. 21 Terrace and 621 S.W. 21 Terrace, respectively, for a term of three years.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1871 from City Manager.

Emergency Purchase – Johnson Septic Tank Services Company – Wastewater Pumping Services – "Hurricane Irene"

(M-14)

A motion authorizing payment to Johnson Septic Tank Services Company in the amount of \$83,357.30 for emergency wastewater pumping services required during *Hurricane Irene*.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 99-1988 from City Manager.

Job Growth Incentive Application - BarPoint.com, Inc.

(M-15)

A motion authorizing \$100,000 from the Job Growth Incentive Program to be paid to BarPoint.com, Inc.

Recommend: Motion to approve.

Exhibit: Memo No. 99-2045 from City Manager.

<u>Grant – State of Florida Department of Health – Afterschool Snack Program</u>

(M-16)

A motion authorizing the proper City officials to apply for a grant from the State of Florida Department of Health for approximately \$29,000 (on a reimbursable basis) for the Afterschool Snack Program; and further authorizing the proper City officials to execute all necessary documents to accept such grant funds.

Recommend: Motion to approve.

Exhibit: Memo No. 99-1995 from City Manager.

Interim Interlocal Agreement -

Fire-Rescue Services - Village of Lazy Lake

(M-17)

A motion authorizing the proper City officials to execute a 90-day interim Interlocal Agreement with the Village of Lazy Lake for fire-rescue services provided by the City of Fort Lauderdale; and further authorizing the proper City officials to proceed with the development of a comprehensive Interlocal Agreement to provide such services.

Recommend: Motion to approve.

Exhibit: Memo No. 99-2051 from City Manager.

Amendment to Agreement – Juveline Justice Department, District Ten – Youth Motivation Program/Alternative to Suspension

(M-18)

A motion authorizing the proper City officials to execute an amendment to the agreement with the Juvenile Justice Department, District Ten, to extend the date to June 30, 2000 and increase the amount of funding to \$90,356; and further authorizing the proper City officials to execute all documents necessary for this amendment.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 99-2053 from City Manager.

Bid No.	Item/Service	Low Responsible Bidder	Amount			
State	Purchase of recycled Copy paper Admin. Serv./Stores	Xpedx Jacksonville, FL	Pur-1 \$ 90,000.00 (estimated)			
Bids Solicit	Bids Solicited/Received: N/A					
Exhibits:	Memorandum No. 99-1957 from City Manager					
Remarks:	The Purchasing Division has reviewed this item and agrees with the recommendation.					
Recomm:	Approve purchases from Florida State contract.					
Prop	Fire-Rescue	Bennett Fire Products, Inc. Woodstock, GA	<u>Pur-2</u> \$ 16,875.00			
Bids Solicited/Received: N/A Exhibits: Memorandum No. 99-1935 from City Manager Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.						
Recomm:	Approve proprietary purchase.					
	Purchase of thirty personal breathing masks for the Self Contained Breathing Apparatus (SCBA) Fire-Rescue		<u>Pur-3</u> \$ 22,284.92			

Bids Solicited/Received: N/A

Exhibits: Memorandum No. 99-1929 from City Manager

<u>Remarks</u>: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Approve proprietary purchase.

Bid No.	Item/Service	Low Responsible Bidder	Amount	
792-8211	Two year contract for portable toilet rentals Parks & Recreation	AES Portable Sanitation, Inc. Miramar, FL	Pur-4 (MBE) \$ 25,000.00 (estimated annual total)	
Bids Solicited/Received: 9/2				
Exhibits:	Memorandum No. 99-1968 from City Manager			
Remarks:	The Purchasing Division has reviewed this item and agrees with the recommendation.			
Recomm:	Award to low responsive and responsible bidder.			
702-8195	One year contract for motorized watercraft concession on Ft. Lauderdale Beach Parks & Recreation	Boucher Brothers Managemen Aventura, FL	<u>Pur-5</u>	
Bids Solici	ted/Received: 17/3			
Exhibits:	Memorandum No. 99-1965 from	m City Manager		
Remarks:	The Purchasing Division has reviewed this item and agrees with the recommendation.			
Recomm:	Award to first ranked proposer.			
402-8252	Purchase of 26' boat Police	Boston Whaler Edgewater, FL	<u>Pur-6</u>	
			\$ 36,107.00	
Bids Solicited/Received: 6/1				
Exhibits:	Memorandum No. 99-1962 from City Manager			
Recomm:	Approve award to low responsi	ve and responsive bidder.		

Bid No.	Item/Service	Low Responsible Bidder	Amount	
			<u>Pur-7</u>	
State	Purchase of six outboard engines Police	Outboard Marine Corporation Waukegan, IL	\$ 48,024.00	
Bids Solici	ted/Received: N/A			
Exhibits:	Memorandum No. 99-1961 from City Manager			
Recomm:	e: Approve purchase from Florida State contract.			
Prop	Hardware/software maintenance/agreement Police	NCR Corporation Dayton, OH	Pur-8	
			\$ 10,867.08	
Bids Solicited/Received: N/A				
Exhibits:	Memorandum No. 99-1855 from City Manager			
Remarks:	The Purchasing Division has reviewed this item and agrees with the recommendation.			
Recomm:	Approve proprietary purchase.			
Prop	Hardware/software maintenance agreement Police	Motorola, Inc. Ft. Lauderdale, FL	<u>Pur-9</u>	
			\$43,752.00	
Bids Solicited/Received: N/A				
Exhibits:	Memorandum No. 99-1969 from City Manager			
Remarks:	The Purchasing Division has reviewed this item and agrees with the recommendation.			
Recomm:	Approve proprietary purchase.			

Bid No.	Item/Service	Low Responsible Bidder	Amount	
			<u>Pur-10</u>	
	Renovation of police	PRIDE Enterprises		
	rescue vehicle	North Miami Beach, FL	\$ 67,500.00	
	Police		(estimated)	
Bids Solicited/Received: N/A				
Exhibits:	Memorandum No. 99-1824 from City Manager			
Remarks:	The Purchasing Division has reviewed this item and agrees with the recommendation.			
	Transfer of funds from Law Enforcement Trust Fund (Fund 104) to Equipment Repair & Maintenance (POL050201-6416)			
Recomm:	Approve purchase from PRID	E Enterprises and transfer of funds.		

Pur-11

602-8239 Purchase of labor and Material Handling Systems, Inc.

Dania, FL \$ 26,427.00

material to rebuild two monorail hoist systems Public Services

Bids Solicited/Received: 25/1 with 4 no bids

Exhibits: Memorandum No. 99-1936 from City Manager

Recomm: Award to responsive and responsible bidder.

Pur-12

302-8249 Consultant to conduct Florida Atlantic University College of

research study on violent Architecture, Urban and Public Affairs

incidents in Fort Lauderdale Fort Lauderdale, FL \$42,150.00 Police (estimated)

Bids Solicited/Received: 8/2

Exhibits: Memorandum No. 99-1994 from City Manager

Remarks: The Purchasing Division has reviewed this item and agrees with the recommendation.

Recomm: Award to first ranked responsive and responsible proposer.

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

Proposed Lien Settlement for Code Enforcement Board Case

(M-19)

A motion authorizing the settlement of the following Code Enforcement Board case:

1. CE98121259 – Spano Properties, Inc., 718 N.E. 2 Avenue (\$2,500)

Recommend: Motion to approve.

Exhibit: Memo No. 99-1926 from City Manager.

City Commission Request for Review -

John C. Halliday III – Causeway Corporate Centre (PZ Case No. 117-R-99)

(M-20)

A motion setting a public hearing date of Wednesday, January 19, 2000 for City Commission review of the Causeway Centre, which was approved at the November 17, 1999 Planning and Zoning Board meeting by a vote of 4-3. (Requested by Mayor Naugle)

Recommend: Motion to approve.

Exhibit: Memo No. 99-2041 from City Manager.

PUBLIC HEARINGS

Proposed Text Amendments to the Future Land Use Element (PZ Case No. 3-T-99) (PH-1)

A public hearing on the proposed text amendments to the Future Land Use Element of the Comprehensive Plan. This item was published for discussion on November 7, 1999.

Recommend: Motion to defer to February 15, 2000 at 6:00 p.m.

Exhibit: Memo No. 99-2042 from City Manager.

Proposed Text Amendments

to the Intergovernmental Coordination Element (PZ Case No. 4-T-99)

(PH-2)

A public hearing on the proposed text amendments to the Intergovernmental Coordination Element of the Comprehensive Plan. This item was published for discussion on November 7, 1999.

Recommend: Motion to defer to February 15, 2000 at 6:00 p.m.

Exhibit: Memo No. 99-2042 from City Manager.

Proposed Text Amendments to the Transportation Element (PZ Case No. 5-T-99) (PH-3)

A public hearing on the proposed text amendments to the Transportation Element of the Comprehensive Plan. This item was published for discussion on November 7, 1999.

Recommend: Motion to defer to February 15, 2000 at 6:00 p.m.

Exhibit: Memo No. 99-2042 from City Manager.

Rezone B-3 to U (Utility) - Florida Power and Light Company (PZ Case No. 28-Z-99)

(0-1)

At the Planning and Zoning Board regular meeting of October 20, 1999, it was recommended by a vote of 6-0 that the following application be approved. Ordinance No. C-99-77 was published November 25 and December 2, 1999, and passed on first reading on December 7, 1999 by a vote of 5-0.

Applicant: Florida Power and Light Company

Request: Rezone B-3 to U

Location: North of intersection of N.E. 13 Street and Progresso Drive, and west of FEC

Railroad

Recommend: Introduce ordinance on second reading.

Exhibit: Memo No. 99-1986 from City Manager; and

Memo No. 99-1823 from City Manager.

Note: Anyone wishing to speak on this item must be sworn in.

Vacate Portion of N.E. 17 Court - River Landings Townhomes, Inc. (PZ Case No. 13-P-99)

(O-2)

At the Planning and Zoning Board regular meeting of October 20, 1999, it was recommended by a vote of 6-0 that the following application be approved. Ordinance No. C-99-78 was published November 25 and December 2, 1999, and passed on first reading on December 7, 1999 by a vote of 5-0.

Applicant: River Landings Townhomes, Inc. Request: Vacate portion of N.E. 17 Court

Location: N.E. 17 Court between N.E. 3 Avenue and N.E. 4 Avenue

Recommend: Introduce ordinance on second reading. **Exhibit:** Memo No. 99-1980 from City Manager; and

Memo No. 99-1721 from City Manager.

Public Purpose Use Approval – City of Fort Lauderdale -Park on 3800 Block of Riverland Road (PZ Case No. 136-R-99)

(O-3)

At the Planning and Zoning Board regular meeting of October 20, 1999, it was recommended by a vote of 4-1 that the following application be approved. Ordinance No. C-99-79 was published November 25 and December 2, 1999, and passed on first reading on December 7, 1999 by a vote of 5-0.

Applicant: City of Fort Lauderdale Request: Public purpose use approval

Location: 3800 Block of Riverland Road, west of S.W. 36 Terrace

Recommend: Introduce ordinance on second reading. **Exhibit:** Memo No. 99-1974 from City Manager; and

Memo No. 99-1752 from City Manager.

Note: Anyone wishing to speak on this item must be sworn in.

Rights-of-Way Use Agreement -

Frontier Communications, a Telecommunication Services Provider

(0-4)

A public hearing to consider an ordinance, pursuant to Sections 8.15 and 8.17 of the City Charter, granting to Frontier Communications, the non-exclusive right to occupy the rights-of-way in the City for the placement of telecommunications facilities, and further authorizing the proper City officials to execute a rights-of-way use agreement with Frontier Communications, setting forth the terms and conditions of its occupancy of the rights-of-way. Ordinance No. C-99-80 was published November 25 and December 2, 1999, and passed on first reading on December 7, 1999 by a vote of 5-0.

Recommend: Introduce ordinance on second reading.

Exhibit: Memo No. 99-2001 from City Manager; and

Memo No. 99-1788 from City Manager.

Amend Sections 47-13, "Downtown Regional Activity Center," and 47-24, "Development Permits and Procedures," of the Unified Land Development Regulations (O-5)

An ordinance amending the Unified Land Development Regulations of the City to amend Section 47-13, "Downtown Regional Activity Center (RAC) Districts," and Section 47-24, "Development Permits and Procedures," to provide for City Commission Request for Review for development in the Downtown RAC zoning districts. Ordinance No. C-99-75 was published October 23, 1999, and passed on first reading on November 2, 1999 by a vote of 5-0. On November 16, 1999, second reading was deferred to December 7, 1999 by a vote of 5-0, and on December 7, 1999, second reading was deferred to December 21, 1999 by a vote of 5-0.

Recommend: Introduce ordinance on second reading. **Exhibit:** Memo No. 99-1908 from City Manager;

Memo No. 99-1890 from City Manager; Memo No. 99-1836 from City Manager; and Memo No. 99-1711 from City Manager.

Amend ULDR Sections 47-19 and 47-2 – Measurement of Height and Grade of Structures/Swimming Pools and Similar Structures (PZ Case No. 1-T-99)

(O-6)

An ordinance amending the Unified Land Development Regulations (ULDR) of the City to amend Section 47-19.2, "Accessory Buildings and Structures, General," Section 47-19.5, "Fences, Walls and Hedges," and Section 47-2, "Measurements," to revise provisions regarding measurement of height and grade of structures, and increasing the maximum height permitted for swimming pools and similar structures. Ordinance No. C-99-81 was published November 27, 1999 and passed on first reading on December 7, 1999 by a vote of 5-0.

Applicant: City of Fort Lauderdale

Request: Amend ULDR Sections 47-19 and 47-2 – measurement of height and grade

of structure/swimming pools and similar structures

Recommend: Introduce ordinance on second reading.

Exhibit: Memo No. 99-1984 from City Manager; and

Memo No. 99-1780 from City Manager.

Amend Chapter 9 – "Building and Construction" (Minimum Housing Code and Building Maintenance Code)

(0-7)

An ordinance amending Chapter 9, "Building and Construction," Article 1, General, of the Code of Ordinances, amending Section 9-1 providing that violations of the South Florida Building Code shall be violations of the City Code; amending Article VI, Minimum Housing Code, revising definitions; renaming Article VII, Commercial Maintenance Code to Building Maintenance Code; amending scope and application to apply to single-family buildings; revising definitions; creating numbering display requirements; creating clothesline requirements; creating landscaping maintenance requirements; creating requirements for vacant buildings and regulations for the boarding up and maintenance thereof; and renumbering the remainder of Chapter 9. Ordinance No. C-99-70 was published October 19, 1999, and passed on first reading on October 19, 1999 by a vote of 3-2 (Moore and Naugle); and notice of public discussion on Chapter 18, Lot Clearing, was published October 9, 1999. On November 2, 1999, second reading was deferred to December 21, 1999 by a vote of 5-0.

Recommend: Introduce ordinance on second reading. **Exhibit:** Memo No. 99-2033 from City Manager;

Memo No. 99-1757 from City Manager; and Memo No. 99-1658 from City Manager

RESOLUTIONS

Building Board-Up and Securing Charges

(R-1)

A resolution authorizing the proper City officials to impose liens against such properties for costs associated with boarding and securing the buildings.

Recommend: Introduce resolution.

Exhibit: Memo No. 99-1892 from City Manager.

Retirement Plan for Nonclassified Employees - IRS Section 401(a)

(R-2)

(R-3)

A resolution amending the ICMA Retirement Corporation Prototype Money Purchase Plan to permit nonclassified employees as participants effective January 1, 2000.

Recommend: Introduce resolution.

Exhibit: Memo No. 99-1972 from City Manager.

Amendment to Park Rules – Canine (Dog) Beach Hours during Winter Months

A resolution amending the Park Rules to provide for the hours of Canine (Dog) Beach to be changed **from** 5:00 p.m. to 9:00 p.m. to 3:00 p.m. to 6:00 p.m. during eastern standard time (est).

Recommend: Introduce resolution.

Exhibit: Memo No. 99-1966 from City Manager.

Fort Lauderdale Downtown

Transportation Management Association – (TMA) Downtown Commuter Service (R-4)

A resolution supporting the Fort Lauderdale Downtown TMA program for downtown commuter service.

Recommend: Introduce resolution.

Exhibit: Memo No. 99-2048 from City Manager.

RESOLUTIONS

2000 Municipal Elections

(R-5)

A resolution calling for the Triennial Municipal Primary Election to be held **Tuesday**, **February 8**, **2000** and the Triennial Municipal Regular Election to be held **Tuesday**, **March 14**, **2000**.

Recommend: Introduce resolution.

Exhibit: Memo No. 99-2032 from City Clerk.

Executive Airport - Sheltair Parcel 16 Lease Amendment

 $(\mathbf{R-6})$

A resolution authorizing the proper City officials to execute the proposed Sheltair Executive South, Inc. lease amendment to provide for the rent payments to commence on April 1, 2000.

Recommend: Introduce resolution.

Exhibit: Memo No. 99-2025 from City Manager.